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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:

FERGUSON *et al.*

Appl. No. 09/817,229

Filed: March 27, 2001

For: **Methods for Effecting  
Neuroprotection**

Confirmation No. 8063

Art Unit: 1615

Examiner: *To be assigned*

Atty. Docket: 1669.0040001/SRL/BLS

**Information Disclosure Statement**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each of these documents is provided.

In accordance with 37 C.F.R. § 1.98(A)(3), Applicants' undersigned representative submits the following concise explanation of the relevance of the non-English language document, Document No. AT4, cited on Form PTO-1449.

Document No. AT4, Fournier *et al.*, *Arch. Mal. Coeur Vaiss* 92:997-1000 (1999), is in the French language with an English language abstract. The relevance of Document No. AT4 can be ascertained by reference to the English language abstract appearing thereon.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

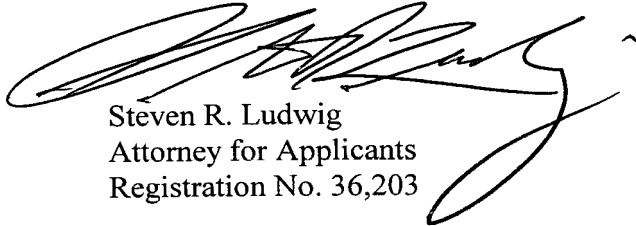
It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449 and indicate in the official file wrapper of this patent application that the documents have been considered.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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